

## UNITED STATES PATENT AND TRADEMARK OFFICE

APPLN. NO.: 10/648,549 CONFIRMATION NO.: 5165  
APPLICANT: Jon Claude Russell Bennett TC/ART UNIT: 2464  
FILED: August 25, 2003 EXAMINER: Han, Clemence S  
TITLE: METHOD FOR ENABLING NON-PREDETERMINED TESTING OF  
NETWORK USING IP MEASUREMENT PROTOCOL PACKETS

**AMENDMENT ACCOMPANYING  
REQUEST FOR CONTINUED EXAMINATION**

This reply is being filed electronically

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This communication is responsive to the Office Action mailed October 16, 2009 concerning the above-identified application. A Petition for Extension of Time to respond, with fee authorization, is submitted concurrently herewith. This reply is provided in response to the Office Action in accordance with 37 CFR § 1.114. Applicant submits the following amendment and remarks and respectfully requests the Examiner to reconsider the rejections made in the Office Action and to allow the claims to issue.

Please amend the above-referenced application as follows:

**Amendments to the Claims** are reflected in the listing of the claims, which begins on page 2 of this paper.

**Remarks** begin on page 5 of this paper.